

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

v.

JAMES CROMITIE,  
DAVID WILLIAMS,  
LAGUERRE PAYEN, and  
ONTA WILLIAMS

Defendants.

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**NOTICE OF DEFENDANT'S  
MOTION TO DISMISS THE  
INDICTMENT**

**09 Cr. 558(CM)**

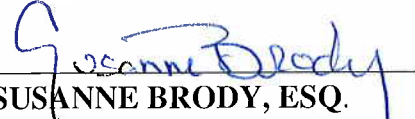
SIRS:

**PLEASE TAKE NOTICE**, that upon the annexed memorandum of law and fact, Attorney and exhibits thereto, affirmation Susanne Brody, Esq. Attorney for the defendant, ONTA WILLIAMS, the undersigned will move this Court, before the Honorable Colleen McMahon, United States District Court Judge, Southern District of New York, sitting at the United States Courthouse, 300 Quarropas Street, White Plains, New York, on the 30<sup>th</sup> of April, 2010, at 10:00 in the forenoon or as soon thereafter as counsel can be heard for an Order Dismissing the Indictment on the ground that the government committed outrageous conduct in violation of the defendants 5<sup>th</sup> Amendment rights and the rights of third parties or in the alternative for an evidentiary hearing on the issues presented herein.

**PLEASE TAKE FURTHER NOTICE** that defendant ONTA WILLIAMS joins in the pre-trial motions of all co-defendants.

Dated: White Plains, New York  
March 16, 2010

LEONARD F. JOY, ESQ.  
Federal Defenders of New York, Inc.

By:   
**SUSANNE BRODY, ESQ.**  
Attorney for the Defendant  
**ONTA WILLIAMS**  
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TO: **PREET BHARARA, ESQ.**  
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**ERIC SNYDER, ESQ.**  
Assistant United States Attorneys

cc: Vincent L. Briccetti, Esq.  
Attorney for co-defendant James Cromitie

Theodore S. Green, Esq.  
Attorney for co-defendant David Williams

Sam Braverman, Esq.  
Attorney for co-defendant Laguerre Payen

Mr. Onta Williams